

**Discussion on AES for RA's Meeting with EQB**

**AES – Agremax Pile EQB Permit:** The Region is in close communication with EQB on the future permitting of the Agremax pile at the AES Guayama coal-fired power plant pursuant to a September 2014 EQB Resolution (no. R-14-27-20). We have written to EQB requesting that the Agremax permit include appropriate requirements to control exposures to human health and the environment, which, at a minimum, are consistent with the requirements of the CCR Final Rule. Specifically, we have requested that the EQB permit address uncontrolled exposure from the extended, repeated, or indefinite placement of Agremax directly on the land through construction of an impervious base such as asphalt, concrete, or a geomembrane. We also requested the inclusion of provisions for leachate and run-off collection, as well as dust control measures such as walls or wind barriers. Further, to facilitate EQB's intended incorporation of the CCR rule into its revised regulations, we are setting up a conference call with EQB and the Office of Resource Conservation and Recovery.

**Talking Point/Ask:** Judith should emphasize to the EQB President to make the Agremax permit as protective as possible.